

## Message Text

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PAGE 01 STATE 102313

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ORIGIN IO-10

INFO OCT-01 ISO-00 EB-07 AID-05 CIAE-00 DODE-00 PM-03 H-02

INR-07 L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 AF-06 ARA-06 EA-06 EUR-12 NEA-09 MMS-01 /107 R

DRAFTED BY IO/UNP:WEHEWITT:BKM

APPROVED BY IO:ROBLAKE

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P 012244Z MAY 75

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK PRIORITY

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E.O. 11652: N/A

TAGS: SHUM, SGEN, ECOSOC

SUBJECT: 58TH ECOSOC--HRC RESOLUTION ON NGO'S

REF: USUN 1409

1. IF DRAFT RES IS PRESENTED FOR ADOPTION BY CONSENSUS OR WITHOUT VOTE, USDEL MAY JOIN. IF DRAFT RES PUT TO VOTE, USDEL SHOULD ABSTAIN.

2. IN EITHER CASE, WHETHER JOINING IN CONSENSUS OR ABSTAINING, USDEL SHOULD MAKE EXPLANATION OF VOTE CONTAINING THE FOLLOWING POINTS:

(A) WHILE WE CONSIDER REVISED TEXT GREAT IMPROVEMENT OVER RES PROPOSED BY HRC, WE CONTINUE TO BELIEVE THAT INITIATIVE TO DISCIPLINE NGO'S WAS UNCALLED FOR. AS CONCERNS CONFIDENTIALITY ISSUE NGO'S HAVE MINOR SHARE OF BLAME, WHICH MORE APPROPRIATELY MIGHT HAVE BEEN DIRECTED TO MORE PROBABLE SOURCES OF LEAKS. SINCE LEAKS COME FROM CLOSED LIMITED OFFICIAL USE

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PAGE 02 STATE 102313

MEETINGS FROM WHICH NGO'S ARE EXCLUDED THEY MUST BE

ATTRIBUTABLE EITHER TO DELEGATIONS OR TO SECRETARIAT PERSONNEL. ECOSOC MIGHT BETTER HAVE LIMITED ITS ACTION TO DRAWING ATTENTION TO IMPORTANCE OF CONFIDENTIALITY REQUIREMENT AND ADDRESSING APPEAL TO EVERYONE CONCERNED TO COMPLY STRICTLY WITH RESOLUTION 1503 REQUIREMENTS.

(B) WE DO NOT CONSIDER THAT FINAL PREAMBULAR PARA OF DRAFT RES PRESENTS FAIR PICTURE OF ALLEGED TRANSGRESSIONS OF NGO'S IN THEIR ORAL INTERVENTIONS. ORAL INTERVENTIONS BY NGO'S IN GENERAL HAVE BEEN CONSTRUCTIVE AND CLEARLY WITHIN BOUNDS LAID DOWN BY RESOLUTION 1296 (XLIV). RECENT RECORD IN PARTICULAR SHOWS THAT NGO ORAL INTERVENTIONS HAVE BEEN IMPORTANT SOURCE OF INFORMATION FOR HRC IN CONSIDERING SERIOUS INSTANCES OF HUMAN RIGHTS VIOLATIONS.

(C) WE READ RESOLUTION AS LEAVING EXISTING SITUATION UNCHANGED AS CONCERNS BOTH CONFIDENTIALITY REQUIREMENTS UNDER RESOLUTION 1503 AND LIMITS FOR NGO ORAL INTERVENTIONS INVOLVING HUMAN RIGHTS COMPLAINTS. PROPOSED RESOLUTION CANNOT BE USED TO LIMIT FAIR COMMENT BY NGO'S ON SERIOUS HUMAN RIGHTS SITUATIONS, EVEN IF SUCH COMMENT MAY COVER SITUATION IN A PARTICULAR STATE.

(D) AS RECOGNIZED IN DRAFT RESOLUTION, ROLE OF NGO'S IN PROMOTION AND PROTECTION OF HUMAN RIGHTS IS AN IMPORTANT ONE. WE ARE GRATIFIED THAT THIS ROLE HAS NOW BEEN REAFFIRMED BY ECOSOC AND THAT AMBIGUOUS AND THREATENING PROVISIONS IN ORIGINAL DRAFT RES PROPOSED BY HRC HAVE BEEN REMOVED. KISSINGER

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## Message Attributes

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